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GENERAL APPLICATION

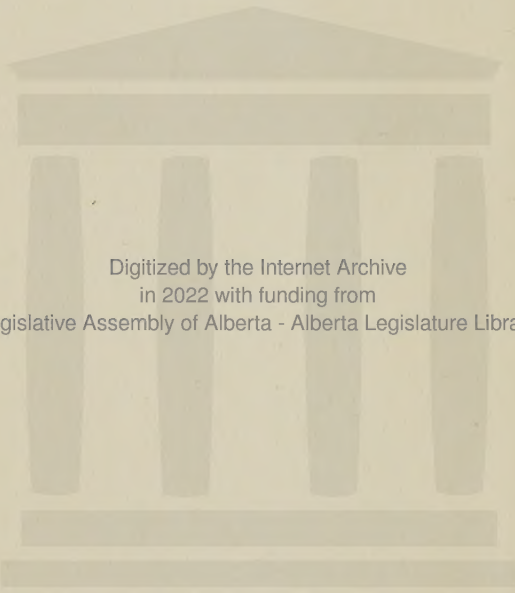
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Synopsis of Statutes of General Application

ENACTED AT THE
FOURTH SESSION
OF THE
THIRTEENTH LEGISLATURE

February 20th to April 14th,
1958

Prepared by
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— and —

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SYNOPSIS OF STATUTES OF GENERAL APPLICATION

**Enacted at the Fourth Session of the
Thirteenth Legislature**

THE AGRICULTURAL SOCIETIES ACT AMENDMENT ACT

(Chapter 1)

(Bill 45)

This Act amends *The Agricultural Societies Act*, being chapter 10 of the Revised Statutes of Alberta, 1955, by adding a new section 35a which authorizes the Minister of Agriculture to make grants to agricultural societies for capital purposes.

This Act came into force on the 14th day of April, 1958.

THE APPROPRIATION ACT, 1958

(Chapter 2)

(Bill 12)

This Act provides for the payment out of the General Revenue Fund of two hundred and ten thousand, two hundred and eight dollars, to defray expenses not provided for, for the fiscal year ending March 31st, 1957; and for the payment out of the General Revenue Fund of fourteen million, three hundred and eight thousand, eight hundred and forty-seven dollars and sixty cents on account of expenditures for the fiscal year ending the 31st day of March, 1958, and also for the payment out of the General Revenue Fund of two hundred and fifty-eight million, sixty-four thousand and ninety-three dollars on account of expenditures of the Public Service of the fiscal year ending the 31st day of March, 1959.

This Act came into force on the 28th day of March, 1958.

THE ASSESSMENT ACT AMENDMENT ACT

(Chapter 3)

(Bill 88)

This Act amends *The Assessment Act* being chapter 17 of the Revised Statutes of Alberta, 1955.

The long title of the Act is amended by removing the reference to school districts and by substituting a reference to special areas.

Section 2, subsection (1) is amended. Clauses (a1) and (a2) defining "Alberta Assessment Equalization Board" and "Assessment Commissioner" respectively are added. Clause (b) is amended by substituting the word "municipality" for the words "town, village, municipal district and improvement district". A new clause (b1) is added defining "buildings and improvements". This definition replaces and revises the definition of "improvements" previously found in clause (l). Clause (e) is amended by adding a reference to special areas. Clause (f) is struck out. Clause (g) the definition of "fair actual value" is reworded to remove the reference to the Director of Assessments and substitute a reference for the new Assessment Commissioner. The definition of "farm land" in clause (k) is substituted to give a more specific meaning to a farm land unit. Clause (l) is struck out and a new clause defining "fixtures" is substituted. This definition replaces subsection (2) of section 2. Clause (o) is struck out. Clause (p) is amended by adding a reference to special areas. Clause (r) the definition of "parcel" is amended to cover the situation where a building extends over more than one unsubdivided block and to correct the assessment of a parcel of areas under timber or grazing leases and located in unsurveyed parts of Alberta. A new clause (t1) defining "premises" is added. Clause (z) is amended by striking out the words "Part I of". Clause (aa) is amended by adding a reference to special areas. A new clause (bb1) defining "Supervisor of Assessments" is added. Subsection (2) of section 2 is struck out.

Section 3, subsection (1) is amended by adding references to *The County Act* and *The Municipal Hospitals Act*.

Clause (a) of section 4 is replaced by a new clause referring to *The Crown Cultivation Leases Act* and *The Irrigation Districts Act*.

Section 5 is amended. The amendments to subsection (1) are as follows:

Clause (a) is amended by a reference to special areas. Clause (c) is replaced by a new clause exempting all personal property except that mentioned in the Act from assessment. The reference to personal property in clause (d) is removed. Clause (e) is amended to exclude from exemption a part of a church building to be used for purposes other than divine service or public worship and to set out the exemption more clearly. Clause (h) is reworded. The reference to personal property in clause (k) is removed. Subclause (i) of clause (m) is reworded. Clause (q) is amended to remove references to personal property. Clauses (t) to (v) are struck out. Clause (w) is amended by striking out all the words following the words "farm lands". Clauses (x) and (y) and (aa) are struck out. Clause (bb) is amended to remove an unnecessary reference to buildings. Clause (dd) is struck out. Subsection (2) of section 5 is revised to remove obscurities in references to certain exemptions.

Section 6 is amended. Subsection (2) is amended by adding a reference to special areas. Subsection (3) is struck out. A reference to counties and special areas is added to subsection (4). Subsection (5) is amended by removing references to cities and adding references to counties and special areas.

Subsections (1) and (2) of section 7 are struck out and replaced with provisions requiring land to be assessed at its fair actual value and improvements thereon to be assessed at sixty per cent of the fair actual value. Clause (a) of subsection (3) is revised to conform to the changes made in subsections (1) and (2). Clause (b) of subsection (3) is replaced by a new clause referring to the Alberta Assessment Equalization Board rather than the director of assessments. Subsection (4) of clause (d) is amended by referring to the Assessment Commissioner rather than the director of assessments. Subsection (5) is amended by changing a reference from July 1st to December 31st. Subsection (7) is amended to refer to special areas.

Section 8 is repealed.

Section 11, subsection (1) is changed to refer to sixty per cent of the fair actual value. Subsection (2) is also amended to refer to sixty per cent of the fair actual value and to cover pipe lines situated on land that is exempt from assessment and taxation.

The reference to fair actual value in section 12 is changed to a reference of sixty per cent of the fair actual value.

Section 14 is amended. Subsection (1) is amended to make it applicable to land held from the Crown. Subsection (2) is replaced with a new subsection requiring the name of the owner of property assessed under this section to be placed upon the assessment roll. A new subsection (4) is added deeming land held under an order of the Right of Entry Arbitration Board to be held under a lease or licence for the purposes of this section.

Section 15, subsections (1) and (2) are amended by adding references to counties and special areas. Subsection (3) is revised to refer to the Supervisor of Assessments instead of the director of assessments and to include a reference to special areas. Subsection (4) is amended to make it subject to an equalized assessment ordered by the Alberta Assessment Equalization Board.

Section 16 is repealed.

Section 17 is amended by substituting "by-law" for the word "resolution", by changing the reference in subsection (1) from the first of April to the thirty-first of October and by changing the reference in subsection (3) from the director of assessments to the Supervisor of Assessments.

Section 18 is amended. Subsection (1) is amended to refer to the Supervisor of Assessments instead of the director of assessments. Subsection (2) is amended to require assessments to be made in the current year for taxation purposes in the following year. Subsection (3) is replaced for the purpose of abolishing the practice of preparing assessments in the year in which they are to be used for taxation purposes and requires that assessments be prepared in each year before December thirty-first for taxation purposes in the

following year. Subsection (4) is reworded to require an assessor of an urban municipality to complete a general assessment not later than December 31st, if the assessment of the current year has not been adopted.

Section 19 is repealed.

Section 20 is replaced by a new section transferring certain duties from the director of assessments to the Supervisor of Assessments and requiring any assessor to complete the assessment of any municipality, where the assessment of the current year has been adopted, not later than December 31st. The new section removed the need of any person serving notice of any decrease in value of property in order to be assured of reassessment.

Section 22 is replaced by a new section giving municipalities authority to levy a business tax and leave to the discretion of the taxing authority the purpose or purposes for which such tax shall be levied. As a result of the changes to section 22, section 23 is rewritten. The amendment extends the date for the completion of the assessment for the current year from the 1st day of July to the 31st of December.

Section 27 is amended. Subsection (1) is amended to require the secretary-treasurer to prepare the assessment roll not later than the 15th day of February and to remove references to assessable personal property. Clause (n) is rewritten to require the assessment roll to show the value of the land and sixty per cent of the fair actual value of buildings other than farm buildings.

Section 28 is amended to remove references to personal property.

Section 29, subsection (1) is amended to provide that in any year when notifications are required to be sent to property owners, they should be sent not later than the first day of March.

Section 30 is amended. Subsection (1) is amended to require that in case of either a general assessment, a reassessment or an adopted assessment, the secretary-treasurer shall publish a notice in the prescribed form in a

newspaper having general circulation. Subsection (2) is amended to conform to the changes made to subsection (1). Subsection (3) is amended to conform with the amended section 18 as is subsection (4). A new subsection (5) is added for the purpose of providing a secretary-treasurer with an alternate method of notifying ratepayers.

Section 31 is replaced because of the change in the cut-off date of the assessment of real property from July 1st in the taxation year to December 31st of the preceding year. The new section allows the Minister or the council, as the case may be, to authorize the correction of errors or omissions in the assessment roll at any time.

Section 33 is repealed.

Section 34 is amended to refer to a person who was at the time of the assessment assessable rather than a person who was at the time of the assessment taxable. This is to cover the possible situation where a person becomes assessable during a particular year but will not become taxable in respect of the property until the following year as a result of the changes of assessment procedure made to the Act.

Section 35 is amended to conform to the changes made to section 34.

Section 36, subsection (3) is amended. Because of the amendments made to sections 15 and 16, clause (c) is amended to refer to towns or villages where the assessment is adopted pursuant to section 17 and clause (d) deals with other municipalities where the assessment is adopted pursuant to section 15.

Section 37, subsection (1) is amended by adding a reference to special areas.

Section 38, subsection (1) is amended by adding a reference to special areas.

Section 44 is amended by substituting the words "mailing of assessment slips" for the words "completion of the assessment".

Section 47 is repealed.

Section 48, subsection (3) is amended to allow the assessor to appeal in a

manner provided as well as the collecting school district.

A reference to the director of assessments in section 55, subsection (1) is changed to a reference to the Assessment Commissioner.

A reference to the director in section 60, subsection (2) is replaced by a reference to the Assessment Commissioner, inspector of assessments.

The amendments come into force on varying dates as set out in section 38 of the Act.

THE ASSESSMENT APPEAL BOARD ACT AMENDMENT ACT

(Chapter 4)

(Bill 44)

This Act amends *The Assessment Appeal Board Act* being chapter 2 of the Statutes of Alberta, 1957.

The position of the director of assessments is being abolished and his duties are being divided between a Supervisor of Assessments and an Assessment Commissioner.

Section 2 is amended. In Clause (b), subclause (ii) a reference to the Director is substituted for a reference to the Supervisor. Clause (e) is replaced by a definition of "Commissioner". A new clause (i) defining "Supervisor" is added.

Section 14 is amended by substituting "Supervisor" for "Director" and "the Commissioner" for "an assistant director of assessments".

Section 16 is amended by replacing the references to "the Director" with references to the "Supervisor, the Commissioner or an inspector of assessments."

This Act came into force on the 14th day of April, 1958.

THE ASSESSMENT DUTIES TEMPORARY SUSPENSION ACT AMENDMENT ACT

(Chapter 5)

(Bill 42)

This Act amends *The Assessment Duties Temporary Suspension Act* being

chapter 7 of the Statutes of Alberta, 1956.

The long title is amended by substituting "Supervisor" for "Director".

Section 2 is amended by replacing the definition of "Director" with the definition of "Supervisor".

Sections 3 and 4 are amended by substituting "Supervisor" for "Director".

This Act came into force on the 14th day of April, 1958.

THE ASSIGNMENTS OF BOOK DEBTS ACT, 1958

(Chapter 6)

(Bill 47)

This Act cited as "*The Assignments of Book Debts Act, 1958*" is a revision of *The Assignment of Book Debts Act* as prepared by the Commissioners on Uniformity of Legislation in Canada. The provisions are substantially the same in intent as the previous Act.

This Act came into force on the 14th day of April, 1958.

THE BILLIARD ROOMS AND BOWLING ALLEYS ACT AMENDMENT ACT

(Chapter 7)

(Bill 36)

This Act amends *The Billiard Rooms and Bowling Alleys Act* being chapter 22 of the Revised Statutes of Alberta, 1955.

Section 12 is amended to remove the restrictions on persons under eighteen years using a bowling alley.

This Act came into force on the 14th day of April, 1958.

THE CHILD WELFARE ACT AMENDMENT ACT

(Chapter 8)

(Bill 74)

This Act amends *The Child Welfare Act* being chapter 39 of the Revised Statutes of Alberta, 1955.

The description "a child welfare worker" is intended to be used instead of "inspectors" and "investigators" and sections 3, 9, 10, 11 and 12 are amended to remove references to "inspectors" and "investigators".

Section 13 is amended with regard to the cost of maintenance of wards of the Government who will be wholly supported by the Province without any sharing being required of a municipality. All references to a municipality and the responsibilities of a municipality are removed.

Section 16 is amended by removing references to the municipality.

Section 49, subsection (3) is amended to change the expiration date of licences to operate nurseries or similar institutions from the 31st day of December to the anniversary date.

Section 82 is amended to authorize the Commission to prescribe the form of an order of adoption.

Section 83 is replaced by a new section regarding the status of an adopted child which will become in all respects the legal child of the adopting parents.

Sections 84 and 85 are repealed, being unnecessary as a result of the new section 83.

A new subsection (2) is added to section 87 setting forth the effect of the setting aside of an order of adoption. On such an event the child ceases to be the child of the adopting parents and the relationship to one another of the child and all persons is re-established as it was immediately before the order of adoption was made.

Section 88 is reworded to provide that an adoption effected according to the law of any other jurisdiction has the same effect as an adoption under this Act.

Section 89 is repealed as the principle of this section is embodied in the new section 83.

A new subsection (6) is added to section 90 permitting the adoption records in the special register of the Registrar General of Vital Statistics to be referred to upon request for the

purpose of determining whether or not the intended parties to a marriage are or are not within the prohibited relationships of consanguinity.

This Act comes into force upon proclamation.

THE CITY ACT AMENDMENT ACT

(Chapter 9)

(Bill 83)

This Act amends *The City Act* being chapter 42 of the Revised Statutes.

Section 2, clause (f1) is amended by replacing a reference to the "Director of Assessments" with a reference to the new "Assessment Commissioner".

Section 42, subsection (2) is amended to require a special election of aldermen when two or more vacancies occur in any year before the first day of July or after the fifteenth day of September. A special election is not required for a single vacancy or where a multiple vacancy occurs after the first of July and before the fifteenth day of September. Subsections (3) and (4) are amended to ensure that an alderman's election will only be for the unexpired term of the office vacated.

Section 96, subsection (1) is amended to allow British subjects as well as Canadian citizens to run for city council.

Section 98, subsection (1) is amended to provide that services rendered by an undertaker in respect of deceased indigents for which the city may become liable does not make the undertaker ineligible to be elected to council. British subjects as well Canadian citizens are to be eligible to vote in civic elections and sections 99, 102, 103 and 161 are amended accordingly.

Section 197 is amended to make the time of absence for voting more flexible. An employee is entitled to three consecutive hours or such additional time for voting as may be necessary.

Section 283 is amended to clarify the provisions of subsection (2), clause (g) and to provide that where a traffic

by-law is violated the owner of the motor vehicle may be charged with the offence without the necessity of ascertaining the identity of the driver.

Section 340 is amended by adding a subsection (10a) providing that the debt and lien arising upon the granting of municipal relief apply only to the cities' share of such relief and not in respect of provincial contributions made thereto.

A new section 417a is added which permits a council by by-law to authorize the discontinuance of telephone service supplied by the city to any person while any long distance charges due the Alberta Government Telephones remain unpaid.

Section 477, subsection (2) is amended by adding a clause (h) providing that where a manufacturer is not manufacturing his products within the city but is selling the products wholesale or retail therein, the manufacturer concerned may be required to pay the city a business tax at the rate applicable to wholesale dealers or retailers.

Section 481, subsection (2) is amended to change a reference from "Director" to "Supervisor".

Section 495 is amended by striking out the word "taxable" and by substituting the word "assessable".

The heading preceding section 515 is changed to read "Appeal to Alberta Appeal Board".

Section 521, subsection (1) is amended to require the city to include in its annual estimates the sums required under *The Hospitalization Benefits Act*.

Sections 533 to 536 dealing with minimum taxes are repealed.

Subsection (4) is added to section 633 authorizing the system of retiring a borrowing by paying back part of the principal and interest each year by the lot system or by allowing the city to surrender and redeem in any year debentures that the city has bought.

Section 644 is amended. Subsection (1) is amended to make it clear that

the city council may consolidate the whole or any part of the debenture debt that the council has been authorized to create. Subsection (4) is amended to provide greater flexibility when a consolidating by-law is required to raise a sum to repay a borrowing.

Forms 5 and 16 in the Schedule are amended by adding references to British subjects.

This Act came into force on March 28th, 1958.

THE COAL MINERS REHABILITATION ACT AMENDMENT ACT

(Chapter 10)

(Bill 100)

This Act amends *The Coal Miners Rehabilitation Act*, being chapter 12 of the Statutes of Alberta, 1954.

Section 2, subsection (2) is amended by increasing the aggregate amount of the sum from one hundred thousand dollars to one hundred and fifty thousand dollars.

This Act came into force on the 14th day of April, 1958.

THE CO-OPERATIVE ASSOCIATIONS ACT AMENDMENT ACT

(Chapter 11)

(Bill 27)

This Act amends *The Co-operative Associations Act*, being chapter 59 of the Revised Statutes.

A new section 19a is added setting forth the authority for any co-operative association, incorporated to supply electric power or energy or natural gas, to impose an annual membership levy upon each of its members.

This Act came into force on the 14th day of April, 1958.

THE COUNTY ACT AMENDMENT ACT

(Chapter 12)

(Bill 57)

This Act amends *The County Act* being Chapter 64 of the Revised Statutes.

Section 3 is amended by replacing subsection (2) with subsections (2) and (2a) which dispense with the need of holding a plebiscite unless a vote is required by a petition of ten per cent or more of the electors.

Section 4 is amended by adding a new clause (a1) to subsection (1) authorizing the incorporation into a county for school administrative purposes only one or more rural school districts either wholly or partly outside the boundaries of the county.

Subsections (3), (4) and (5) are added to section 8 permitting the election of councillors for a proposed county before the county actually comes into existence so that upon the county being established there will be a council available to run the county immediately without the need for an administrator for the period from the establishment of the county to the election of councillors.

Subsection (7) is added to section 17 to provide that where the electors of a town or village are empowered to elect a representative to the school committee, the council may appoint the representative to act until the next annual town and village elections to avoid the necessity of a special election or a vacancy.

A new section 17a is added to provide that where a county is formed and the boundaries of the school division are not co-terminous with the boundaries of a municipal district, the area of the school division outside the county area is to have representation on the county school committee. A new section 17b is added excluding summer villages from the term "village" in sections 16 and 17.

Section 23 is amended to provide for requisitions for school estimates in the case of improvement districts being sent to the Minister of Municipal Affairs.

A new section 27a is added that will permit a county to purchase, erect and equip an administrative office without recourse to money by-laws.

This Act came into force on the 14th day of April, 1958.

**THE CREDIT UNION ACT
AMENDMENT ACT**

(Chapter 13)

(Bill 56)

This Act amends *The Credit Union Act*, being chapter 67 of the Revised Statutes.

Section 19, subsection (1), clause (j) is amended to allow a Credit Union to pay up to \$500.00 immediately to the executor of a deceased member.

Section 24, subsection (1), clause (c) is amended to allow a Credit Union to have a supervisory committee of more than three members.

Section 34, subsection (1) is amended to make it clear that the majority of each body is required.

To remove an ambiguity section 39, subsection (1), clause (b) is amended by adding after the word "voting" the words "in the affirmative".

Section 58, subsections (1) and (2) are amended to give the Supervisor discretionary authority to extend the time limit for the reorganization of the Credit Union's affairs.

This Act came into force on the 14th day of April, 1958.

**THE DISABLED PERSONS' PENSIONS ACT
AMENDMENT ACT**

(Chapter 14)

(Bill 39)

This Act amends *The Disabled Persons' Pensions Act*, being chapter 86 of the Revised Statutes.

Section 3 is amended to increase the pension from forty-six to fifty-five dollars per month and to change the residence requirements for the pension.

This Act came into force on the 14th day of April, 1958.

**THE EDMONTON BY-LAW VALIDATION
ACT, 1958**

(Chapter 15)

(Bill 108)

This Act cited as *The Edmonton By-law Validation Act 1958*, validates certain money by-laws of The City of

Edmonton that were voted upon in October, 1956, without receiving formal orders of the Public Utilities Board approving these by-laws before the by-laws were voted on.

This Act came into force on the 14th day of April, 1958.

**THE ELECTRIC POWER TAXATION ACT
AMENDMENT ACT**

(Chapter 16)

(Bill 41)

This Act amends *The Electric Power Taxation Act*, being chapter 98 of the Revised Statutes.

Section 3 is amended to change the references from the Director of Assessments to the Supervisor of Assessments and to correct certain incorrect references.

This Act came into force on the 14th day of April, 1958.

**THE EMERGENCY TEACHER TRAINING ACT
AMENDMENT ACT**

(Chapter 17)

(Bill 23)

This Act amends *The Emergency Teacher Training Act*, being chapter 100 of the Revised Statutes.

A new section 11 is added continuing the Act in force for the purpose and only for the purpose of enabling students who started studies prior to August 1st, 1957, to complete the training program under the Act.

This Act came into force on the 14th day of April, 1958.

**THE ALBERTA EVIDENCE ACT
AMENDMENT ACT**

(Chapter 18)

(Bill 18)

This Act amends *The Alberta Evidence Act*, being chapter 102 of the Revised Statutes.

Section 11 dealing with expert witnesses is amended by adding at the end

thereof the words "without the leave of the court, which shall be applied for before the examination of any such witnesses".

Sections 47 and 48 are struck out. A new section 47 is inserted which is a revision of the present sections 47 and 48 drafted by the Commissioners on Uniformity of Legislation in Canada. The new section 48 removes any doubt as to the validity and admissibility of statements sworn before officers in the Armed Forces of Canada and Overseas.

This Act came into force on the 14th day of April, 1958.

THE EXECUTION CREDITORS ACT AMENDMENT ACT

(Chapter 19)

(Bill 90)

This Act amends *The Execution Creditors Act*, being chapter 103 of the Revised Statutes.

Section 40 is amended by adding after the word "banks" the words "or Treasury Branches".

This Act came into force on the 14th day of April, 1958.

THE FARM PURCHASE CREDIT ACT AMENDMENT ACT

(Chapter 20)

(Bill 26)

This Act amends *The Farm Purchase Credit Act*, being chapter 23 of the Statutes of Alberta, 1957.

The definition of "council" in section 2, clause (b) is amended to remove the reference to the Minister of Municipal Affairs.

Section 8, subsections (2) and (3) are amended to state the power of the Minister of Municipal Affairs to act on behalf of improvement districts and special areas.

Section 10 dealing with the composition and powers of a Farm Purchase Board is amended. Membership of the Board is limited to five members. New provisions are added dealing with

principal offices of boards; appointment of chairman; vacancies and the filling thereof; effect of vacancy on powers of board; how members hold office; quorum for meetings.

Section 12, subsections (1) and (3) are amended to add references to the powers of the Minister to act in the case of improvement districts and special areas.

A new section 13 is substituted giving municipalities a limited power to change the representation from time to time.

Section 19, subsection (3) is amended to remove the mandatory requirement that a board mortgage its land to obtain a loan under the Act.

Section 20, subsections (4) and (5) are amended to require a promissory note rather than a mortgage from a board.

Section 23 is rewritten to clarify the purpose and uses of the assurance fund and to permit advances to be made to the fund in the case of emergency.

Section 24 is amended as to subsection (1) to correct a typographical error and as to subsection (3) to require any interest payments remaining to be paid to the Minister to be used for such purposes as may be prescribed.

Section 25, subsections (1) and (3) are amended to permit a board to ask for a receiver instead of the Provincial Treasurer; and will permit ordinary methods of rescinding or cancelling purchase agreements by court action rather than the special method presently prescribed. Subsection (6) is struck out.

Section 26 is rewritten to remove an apparent conflict with section 32 and with *The Attorney General Act*.

Section 30 is amended by substituting subsection (2). The new provision provides a method of determining when a "loss" occurs, for the purpose of guarantees.

A new section 33a is added which authorizes boards to pay insurance premiums, taxes, etc., when the pur-

chaser fails to do so. The money required may be borrowed from the Fund and is repayable with and as part of the original loan.

This Act came into force on the 14th day of April, 1958.

**THE FARM PURCHASE CREDIT ACT
AMENDMENT ACT (2)**

(Chapter 21)

(Bill 106)

This Act also amends *The Farm Purchase Credit Act*, being chapter 23 of the Statutes of Alberta, 1957.

Section 4, subsection (3) is amended to increase the appropriation to the Farm Purchase Revolving Fund to three million dollars.

This Act came into force on the 14th day of April, 1958.

**THE FUEL OIL LICENSING ACT
AMENDMENT ACT**

(Chapter 22)

(Bill 51)

This Act amends *The Fuel Oil Licensing Act*, being chapter 124 of the Revised Statutes.

Section 2 is amended to extend the definition of "fuel oil" to include liquefied petroleum gas so that the Act will bring within its scope all dealers in fuel oil as that term is defined at the present time under *The Fuel Oil Tax Act*.

This Act came into force on the 14th day of April, 1958.

**THE HEALTH UNIT ACT
AMENDMENT ACT**

(Chapter 23)

(Bill 85)

This Act amends *The Health Unit Act*, being chapter 139 of the Revised Statutes.

Section 3 is amended by adding a subsection (4) providing that the board of the health unit shall be the local

board of health and the medical officer of the health unit shall be the local medical officer of health of the municipality.

Section 7 is replaced by a new provision authorizing boards to make payment to members of allowances not exceeding amounts paid by their respective councils for similar services.

Sections 11 and 12 are struck out and replaced by a new section 11 requiring health units, for pension purposes, to advise the Department of the commencement and termination of employment of personnel. Section 13, subsection (2) is amended to remove the reference to the amount of the grant to be paid by the Department. These words are removed as the grants are no longer related to certain specified expenses.

Section 15 is amended to remove the necessity of the Minister approving the budget and to add a deadline date for preparation of January 1st.

Section 16 is replaced with a new section that changes the whole basis of grants under the Act. The grant will be on a per capita basis and as the cost of operating a unit varies with the size, the per capita grant varies accordingly. The amount of the grant is one dollar and forty-five cents per person less one cent for each one thousand of population up to fifty thousand persons. Where the population is fifty thousand or more the grant is ninety-five cents. The grant for dental services is 20% of the general grant.

The health unit is required to match the grant with a sum of two-thirds of the grant.

Section 17, subsection (3) is amended to provide for the approval of the population figures in the calendar year preceding that in which the fiscal year begins.

Section 18 is amended. By an amendment to subsection (1) the approval of the auditor by the Minister is no longer required. Subsection (3) is replaced by a new provision requiring health units to refund to the Department and to the contributing councils the unexpended balance that exceeds ten per cent of the basic budget of the health unit.

Section 20, subsection (2) is amended by adding a new subclause (a1) authorizing the making of regulations prescribing the types of service and the level of service to be provided by a health unit.

Section 21 is repealed.

Section 22 is amended to remove references to health units set up under other Acts. These no longer exist.

Section 23 is struck out and replaced with a new provision authorizing contributing councils to withdraw their support from health units upon notice, effective at the end of a fiscal year.

Section 24 is repealed.

This Act came into force on the 14th day of April, 1958.

THE HIGHWAYS DEPARTMENT ACT AMENDMENT ACT

(Chapter 24)

(Bill 72)

This Act amends *The Highways Department Act*, being chapter 140 of the Revised Statutes.

A new section 6a is added authorizing the Minister to dispose of machinery, equipment, etc., acquired other than by purchase out of the stock advance fund.

This Act came into force on the 14th day of April, 1958.

THE HOME FOR AGED OR INFIRM ACT AMENDMENT ACT

(Chapter 25)

(Bill 53)

This Act amends *The Home for Aged or Infirm Act*, being chapter 141 of the Revised Statutes.

A definition of "company" is added to subsection (2).

These companies composed of persons appointed by municipalities are eligible to receive grants under the new section 5.

Section 3, subsection (1) is amended by striking out clause (b).

Subsection (1) of section 5 is replaced. The new subsection makes "companies" as defined in section 2 eligible for grants and the amount of the grants are increased.

Section 12, subsection (3) is amended to increase the allowable amount of the grant from sixty to eighty per cent.

This Act came into force on the 14th day of April, 1958.

THE HOSPITALIZATION BENEFITS ACT AMENDMENT ACT

(Chapter 26)

(Bill 67)

This Act amends *The Hospitalization Benefits Act*, being chapter 30 of the Statutes of Alberta, 1957.

Section 2 is amended. The definition of "capital costs" in clause (b) is amended to exclude from the term "capital costs" capital expenditures financed by grants of the Government of Canada or the Province and to include depreciation of capital equipment as a capital cost. Clause (f) defining "municipality" is amended to remove reference to national park areas established as municipal hospital districts. A new subsection (2) is added in connection with the change to clause (f). By this new subsection national parks are to be considered to be municipalities for the purposes of this Act.

Section 5 is amended to provide as follows:

Ratepayers will not have to reside in the Province for any stated period in order to become eligible for benefits;

Dependants of eligible persons will be entitled to hospitalization;

To be eligible a person will have to be a resident of the Province at the time he is admitted to hospital unless the Province enters into an agreement with the Government of Canada in which case no specified period of residence will be required to make a person eligible for the benefits available.

Section 8 is amended by replacing clause (d). The new clause adds to the group for which the Province may pay the patient's co-insurance and includes arthritic patients, poliomyelitis sufferers and for a limited period persons approved by a cancer clinic. A grant may also be made in respect of persons who are in receipt of a pension or allowance in which the Province participates.

Section 11, subsection (1) is amended to correct a reference to *The Municipalities Assessment and Equalization Act*.

Section 12 is amended. A new subsection (1) requires each municipality to make provision for the hospitalization facilities required for the hospitalization of its residents. Subsection (3) is amended to provide that if a municipality fails to pay any amount it is required to pay under this subsection, the account may be paid from the General Revenue Fund of the Province and deducted from any grants payable by the Province to the municipality. A new subsection (3a) is added authorizing the Lieutenant Governor in Council to make provision for provincial payment towards the capital cost of hospitalization in cases where residence in one or more municipalities does not permit of fixing any one municipality with the responsibility for such costs.

Section 7 of the amending Act provides for the termination of all agreements for hospitalization benefits, etc., under *The Hospitalization and Treatment Services Act*, *The Maternity Hospitalization Act* and *The Poliomyelitis Sufferers Act*.

This Act came into force on the first day of April, 1958.

**THE HOSPITALIZATION AND TREATMENT
SERVICES ACT
AMENDMENT ACT**

(Chapter 27)

(Bill 35)

This Act amends *The Hospitalization and Treatment Services Act*, being chapter 146 of the Revised Statutes.

Section 3 is amended to include among the persons to whom services may be provided persons receiving an allowance under *The Blind Persons Act*, *The Disabled Persons Act* and *The Disabled Persons Pensions Act*.

Section 5 is repealed.

This Act came into force on the 14th day of April, 1958.

**THE HOTELKEEPERS ACT
AMENDMENT ACT
(THE INNKEEPERS ACT)**

(Chapter 28)

(Bill 30)

This Act amends *The Hotelkeepers Act*, being chapter 148 of the Revised Statutes.

Because of the inclusion of references to motels, auto courts, etc., in this Act and to permit an easier distinction between hotels in the ordinary and popular sense and motels, the words "innkeeper" and "inn" are substituted for the words "hotelkeeper" and "hotel" throughout the Act so that hereafter the Act will be known as *The Innkeepers Act*.

A new section 1a is added defining the terms "inn", "innkeeper" and "vehicle".

Section 7 is revised to restrict liability for the chattels of a traveller, other than vehicles, to loss thereof through the fault of the innkeeper or where they have been deposited with him for safekeeping. Where vehicles are left in the custody of an innkeeper for parking or storing under the controlled parking of the innkeeper his liability is that of a bailee for reward.

Section 8 is amended to extend the exemption from liability even to a case where an innkeeper refuses to receive property for safekeeping if he does not have the facilities therefor and so advises the guest at the time of refusing or failing to receive the chattel for custody.

This Act came into force on the 14th day of April, 1958.

**THE IMPROVEMENT DISTRICTS ACT
AMENDMENT ACT**

(Chapter 29)

(Bill 94)

This Act amends *The Improvement Districts Act*, being chapter 150 of the Revised Statutes.

Section 2 is amended. The words "by the Minister" in clause (a) are struck out. Clauses (f) and (j) are struck out.

Section 8, subsection (1) is amended to remove the exception in the case of the Department of Municipal Affairs. Subsection (2), clause (b) is amended in connection with the abolition of the personal property tax by substituting a reference to "businesses" in place of the references to "personal property".

Power is being given to impose a business tax and section 10, subsections (1) and (2) are amended to add references to "businesses" and to remove references to "personal property".

Section 11 is amended to substitute references to "businesses" for references to "personal property".

Sections 14 to 17 providing for the minimum tax are repealed.

Section 19, subsections (1) and (3) are amended to add references to "businesses" after the references to "property". Subsection (4) is replaced by a new provision providing that no tax notice need be sent to a purchaser, unless a notice to that effect has been received by the Deputy Minister or to any person in respect of whose property no taxes are due.

A new section 44a is added authorizing the Minister from time to time to appoint assessors or other technical or professional persons and providing that a cost of a new general assessment may be borne in part by the Province, as is the case with such assessments in cities and towns, etc.

Section 45, subsection (1), clause (b) is amended to authorize the expenditure of tax moneys to meet the requisition under *The Hospitalization Benefits Act*.

By an amendment to section 47 the debt and lien arising upon the grant of municipal relief is to apply only to the improvement district's share of such relief. It will not apply in respect of Provincial contributions thereto.

Section 48 is amended to conform to the changes made to section 47.

The provisions of this Act come into force on various times as set out in section 12.

THE INDUSTRIES AND LABOUR DEPARTMENT ACT

(Chapter 30)

(Bill 55)

This Act cited as *The Industries and Labour Department Act*, replaces *The Department of Industries and Labour Act*.

As most of the matters dealt with in Parts II and IV of the old Act are now dealt with in other Acts, the departmental Act is revised to restrict it more closely to the administrative and organizational aspect and to abolish the matters authorized or dealt with under other Acts. The Act provides for the organization and function of the Department.

This Act came into force on the 14th day of April, 1958.

THE ALBERTA INSURANCE ACT AMENDMENT ACT

(Chapter 31)

(Bill 49)

This Act amends *The Alberta Insurance Act*, being chapter 159 of the Revised Statutes.

Section 46 is amended by striking out subsections (1) and (2).

Section 206a as enacted in 1957 is amended to broaden the coverage of fire policies to include the hazard of application of heat, except to goods. This section is also amended to define more clearly the scope of the peril of fire in view of the new hazards arising from nuclear reaction and nuclear radiation.

A new section 210*a* is added providing that where in settlement of a claim there is a disagreement or where one party neglects or refuses to appoint an appraiser under the new Statutory Condition 11, the court may appoint an appraiser or umpire on the application of the insured or of the insurer.

Section 299, subsection (1) is revised to provide that the special coverage therein permitted in automobile policies may only be paid upon the direction of the insured, not in the discretion of the insurer.

Section 302 is amended by adding a new subsection (1*a*) providing that a judgment creditor will be required to bring the action under section 302, subsection (1) within a year or lose the benefit of subsection (1).

Section 410 is repealed.

The new uniform Accident and Sickness Part enacted in 1957 is brought into force as of the 1st of April, 1958. The provisions of this Act come into force on various dates as set out in section 9.

THE INTERPRETATION ACT, 1958

(Chapter 32)

(Bill 46)

This Act cited as *The Interpretation Act*, 1958, replaces *The Interpretation Act*, being chapter 160 of the Revised Statutes and is based on the *Uniform Interpretation Act* prepared by the Conference of Commissioners for Uniformity of Legislation in Canada.

This Act came into force on the 14th day of April, 1958.

THE RECIPROCAL ENFORCEMENT OF JUDGMENTS ACT, 1958

(Chapter 33)

(Bill 29)

This Act cited as *The Reciprocal Enforcement of Judgments Act*, 1958 replaces *The Reciprocal Enforcement of Judgments Act*, being chapter 280 of the Revised Statutes. This new Act is a revision of the old Act and is similar in intent.

This Act came into force on the 14th day of April, 1958.

**THE LAND TITLES ACT
AMENDMENT ACT**

(Chapter 34)

(Bill 97)

This Act amends *The Land Titles Act*, being chapter 170 of the Revised Statutes.

Section 20, subsection (3) is amended by adding a new clause (c1) which authorizes the registration of tax arrears notifications and other notices and cancellations under *The Mineral Taxation Act* or *The Mineral Taxation Act, 1945*. This provision is made retroactive to March 31, 1945.

Section 71, subsections (1), (2) and (4) are amended to permit agreements made by municipal corporations to be registered and dealt with in the same manner as the agreements mentioned in the section.

Section 82 is amended by striking out subsections (3), (4) and (5).

Section 84 is replaced by a new section that provides that no plan of subdivision is to be registered unless it complies with regulations under *The Surveys and Expropriation Act* but that a registration wrongly made does not invalidate a subdivision effected by that registration.

Section 85 is amended to make it apply to land reserved for public or community purposes pursuant to the regulations under *The Surveys and Expropriation Act*.

Section 87 is amended to refer to regulations made under *The Surveys and Expropriation Act* rather than regulations made by the Director of Surveys.

Section 91 is substituted. The provisions of the former section 91 and of subsections (3), (4) and (5) of section 82 are combined and revised to clarify

the ownership of the reserved land and the duty of the Registrar in respect thereof.

Section 161 is revised to remove requirements no longer necessary with the repeal of *The Unearned Increment Tax Act*.

Subsection (1) of section 176 is revised to raise the limits on the amount that may be claimed from the fund for loss of mines and minerals. The claimant is entitled to the money paid out for the minerals, the money expended in the development of the minerals, and up to one thousand dollars per acre.

This Act came into force on the 14th day of April, 1958.

THE LEGAL PROFESSION ACT AMENDMENT ACT

(Chapter 35)

(Bill 19)

This Act amends *The Legal Profession Act*, being chapter 173 of the Revised Statutes.

Section 30, subsection (1), clause (g) is amended by striking out the words "the revenue from".

Section 31 is amended by adding a subsection (3a) which authorizes the Society to insure the assurance fund against claims upon it.

A new section 40a is added which authorizes the Society when investigating the conduct of a member in his relationship with a client, to seize the papers of the member under investigation, upon the order of a judge.

Section 63, subsection (1) is amended to make the Barristers Oath conform with the oath prescribed in *The Oaths of Office Act*.

This Act came into force on the 14th day of April, 1958.

THE LIBRARIES ACT AMENDMENT ACT

(Chapter 36)

(Bill 31)

This Act amends *The Libraries Act*, being chapter 27 of the Statutes of Alberta, 1956.

Section 17, subsection (1) is amended by striking out the word "section" and by substituting the word "Part".

This Act came into force on the 14th day of April, 1958.

THE LIQUOR CONTROL ACT, 1958

(Chapter 37)

(Bill 78)

This Act is cited as *The Liquor Control Act, 1958*. It repeals and replaces *The Liquor Control Act*, being chapter 179 of the Revised Statutes. It re-enacts and revises provisions now found in Part I and parts of Part II, IV, V and VI. The provisions relating to canteen licences, club licences, and hotel beer licences and also the local option plebiscite provisions are removed. These are now covered in the new Liquor Licensing Act.

This Act comes into force on the 1st day of June, 1958.

THE LIQUOR LICENSING ACT

(Chapter 38)

(Bill 86)

This Act is cited as *The Liquor Licensing Act*. This Act is complementary to *The Liquor Control Act, 1958*, and authorizes beer licences similar to the hotel beer licences under the former Act and authorizes two new forms of licensed premises, dining lounges and lounges; club and canteen licences similar to those licences under the former Act are also provided for.

The dining lounge licences permit the consumption of liquor with meals in dining rooms; the lounge licence permits the consumption of liquor in lounges adjacent to the dining lounge licensed premises with or without meals. Only the holders of dining lounge licences are permitted to hold lounge licences.

Local option areas will be created and plebiscites at the local level may be initiated by petition and held in and for the local option area. Subject to this Act, *The Liquor Plebiscites Act*, will govern plebiscites.

This Act comes into force on the 1st day of June, 1958.

THE LIQUOR PLEBISCITES ACT

(Chapter 39)

(Bill 73)

This Act cited as *The Liquor Plebiscites Act*, authorizes the Lieutenant Governor in Council to authorize the holding of plebiscites relating to alcoholic liquors and to the licensing thereof, generally; and particularly to questions arising on the local option votes in municipalities, electoral divisions or polling subdivisions under the new Liquor Licensing Act.

This Act replaces the plebiscite procedure presently found in the repealed *The Liquor Control Act*.

This Act comes into force on the 1st day of June, 1958.

THE LIVESTOCK DISEASES ACT AMENDMENT ACT

(Chapter 40)

(Bill 16)

This Act amends *The Livestock Diseases Act*, being chapter 182 of the Revised Statutes.

Section 2, clause (k) is amended by substituting "eleven months" for "eight months".

Section 8 is revised to provide that all reacting cattle over twelve months of age are to be permanently branded with the letter "B" except reacting cattle that have been vaccinated which are not to be permanently marked unless they show a positive reaction after thirty-six months of age.

Section 15 is revised to make it an offence to resist or wilfully obstruct an inspector in the execution of his duty.

Section 17 is amended to permit a prosecution under this section to be commenced within two years of the commission of the offence.

Section 18, subsection (1) is replaced. A new subsection similar in purpose to the repealed one applies to all cattle, not only female cattle, and increases

the time within which the test is to be taken from ten to twenty days. Alternative methods of serving the notice are provided. This section does not apply to unvaccinated cattle not over twelve months or to vaccinated cattle over thirty-six months of age.

This Act came into force on the 14th day of April, 1958.

THE LLOYDMINSTER AMALGAMATION AMENDMENT ACT, 1958

(Chapter 41)

(Bill 76)

This Act cited as *The Lloydminster Amalgamation Amendment Act, 1958*, is complimentary to one enacted by Saskatchewan and ratifies and confirms certain orders in council constituting Lloydminster a city as of January 1st, 1958.

This Act came into force on April 14, 1958, and is retroactive to January 1st, 1958.

THE RECIPROCAL ENFORCEMENT OF MAINTENANCE ORDERS ACT

(Chapter 42)

(Bill 87)

This Act cited as *The Reciprocal Enforcement of Maintenance Orders Act* is a revision of *The Maintenance Orders (Facilities for Enforcement) Act*. The main change made in the revision is to make the Act applicable to all States that are willing to provide for the reciprocal enforcement of maintenance orders and not just to the British Isles and other parts of Her Majesty's Dominions.

This Act came into force on the 14th day of April, 1958.

THE MINERAL INTERESTS COMPENSATION ACT

(Chapter 43)

(Bill 25)

The Mineral Interests Compensation Act provides, for persons who have

been deprived of mineral interests solely by an error in the land titles office and who are barred from recovering the interest, a means of obtaining monetary recompense therefor from the assurance fund. This Act makes the remedy available whenever the error occurred if the error was made no farther in the past than the creation of the Province and the assumption by the Province of the control of the land titles office.

The claimant under this Act is required to obtain a judgment against the Registrar of Land Titles, as nominal defendant for the deprivation of the mineral interest. Thereupon the Provincial Treasurer will pay the amount thereof. All actions must be begun before the first day of April, 1961, that is, within a three year period beginning when this Act comes into force.

This Act came into force on the 14th day of April, 1958.

THE MINERAL TITLES REDEMPTION ACT

(Chapter 44)

(Bill 34)

This Act is cited as *The Mineral Titles Redemption Act*. This Act will permit of redemption of certain mineral titles now possessed by the Crown in right of Alberta by forfeiture or transfer under *The Mineral Taxation Acts*. Because of the lack of knowledge in the owners of the value of mineral titles being lost by non-payment of taxes or being transferred to the Crown to avoid taxation, it is considered inequitable that the Crown should retain possession in all cases without some means of redemption being provided. The Act also quiets title in the Crown in cases where the minerals were acquired under *The Mineral Taxation Acts*.

This Act came into force on the 14th day of April, 1958.

THE MOTHERS ALLOWANCE ACT, 1958

(Chapter 45)

(Bill 61)

This Act cited as *The Mothers Allowance Act, 1958*, repeals and replaces *The*

Mothers' Allowance Act. Under this new Act the Province undertakes the full cost of the allowances payable to mothers to aid in the support of children and the municipalities will not be required to assist in this project as they were under the former Act.

The allowance may be paid to widows or wives, of persons in hospital under *The Mental Diseases Act* for at least one month, of persons in a sanatorium under *The Tuberculosis Act* for at least one month and, of persons imprisoned for at least two years less one day, and also wives who have been deserted for no reasonable cause for a continuous period of two years or more and women divorced or judicially separated. Certain illicit relationships are recognized for the purpose of the payment of allowances.

This Act came into force on the 1st day of April, 1958.

**THE MUNICIPAL CAPITAL EXPENDITURE
LOANS ACT
AMENDMENT ACT**

(Chapter 46)

(Bill 38)

This Act amends *The Municipal Capital Expenditure Loans Act*, being chapter 213 of the Revised Statutes.

A new section 7b is added authorizing the Provincial Treasurer to make a reduction of advances by returning to the General Revenue Fund any sums lying unused to the credit of the Municipal Loans Revolving Fund.

This Act came into force on the 14th day of April, 1958.

**THE MUNICIPAL DISTRICT ACT
AMENDMENT ACT**

(Chapter 47)

(Bill 81)

This Act amends *The Municipal District Act*, being chapter 215 of the Revised Statutes.

Section 31, subsection (6) is amended to include a reference to subsection (4) as well as subsections (3) and (5).

Section 51 is amended to authorize the distribution of circulars to all proprietary electors not just resident proprietary electors.

Section 55 is amended to permit municipal districts to increase the councillors' per diem pay to fifteen dollars from ten dollars, to increase the per diem pay of reeves to the same extent and to pay councillors at the same rate for days spent on the work of the municipality and on committees of the municipality.

Section 65, subsections (1) and (2) are amended to change the references from the Director of Assessments to the Supervisor of Assessments.

Section 83*a* is amended. Subsection (2) is amended to change the number of proprietary electors required from fifty to ten per cent of the proprietary electors. Subsection (3) is amended to make the subsection apply only in respect of a by-law under subsection (1).

Section 85 is amended to entitle British subjects to hold office as councillors.

Section 90, subsection (1) is amended to entitle British subjects to vote in municipal district elections.

Section 102, subsection (1) is amended to allow the annual meeting to commence between ten o'clock in the morning and one o'clock in the afternoon.

Section 113 is amended in connection with the amendment to section 90.

A new section 286*a* is added authorizing councils to act as agent or dealer to provide farmers with weed and pest killers.

Section 294 is amended. A new subsection (13*a*) is added under which the debt and lien arising upon granting of municipal relief pursuant to subsections above are to apply only to the municipal district's share of such relief. It will not apply in respect of provincial contributions thereto. Subsections (17) to (19) are struck out and a new subsection (17) provides that disputes arising under subsection (16) shall be referred to the district court rather

than the Minister. The new subsection (18) provides that the Minister of Public Welfare may prescribe the cost of the burial recoverable under subsection (16).

Section 295, subsection (1) is amended to empower municipal districts to make grants to the Pioneer and Old Timers' Associations and to religious schools, churches, bible colleges, private schools, etc. Subsection (2) is amended to change the limit on the grants from two thousand five hundred dollars to one-half a mill on the net total assessment of land, buildings and improvements in the district.

A new section 326a is added empowering a council to make a by-law authorizing the council to enter into agreements with farmers' organizations for the collection of dues on a voluntary basis.

Sections 332, 333, 335 and 336, are amended in connection with the abolition of the personal property tax. References to personal property are removed and references to businesses are substituted.

A new section 336a is added authorizing a minimum parcel tax of fifty cents.

Sections 341 to 344 dealing with minimum taxes are repealed. A new section 341 is substituted requiring the councils to levy the requisition of the Province under *The Hospitalization Benefits Act*.

Section 349, subsection (2) is amended by adding a reference to businesses to permit the addition of penalties to arrears of business tax.

Section 350, subsection (2) is amended by striking out clauses (a) and (b).

Section 354 is amended for the purpose of making it possible to recover business taxes by suit or distress.

Section 355, subsection (1) is amended by substituting the word "any" for the words "an assessed".

A new section 382a is added for the purpose of making the money by-law approval procedure in municipal districts correspond with the procedure in the other municipalities.

Section 428 is amended that land formerly in a special area would be dealt with in the same manner as other land in the municipal district after the existing tenancy is determined.

The Schedule is amended. Form 4 is amended to conform to the changes made in section 102. Forms 6 and 16 are amended to conform with the changes made to sections 85 and 90.

The provisions of this Act come into force on various dates as provided in section 30.

THE MUNICIPAL HOSPITALS ACT AMENDMENT ACT

(Chapter 48)

(Bill 77)

This Act amends *The Municipal Hospitals Act*, being chapter 216 of the Revised Statutes.

Section 11, subsection (1) is amended to remove the minimum tax requirement by repealing clause (i).

Sections 13 and 14 are repealed as provision for hospitalization of resident non-ratepayers is provided for under *The Hospitalization Benefits Act*.

Section 103, subsection (2) is amended to permit a debenture thereunder to be dated at any time within three years after the by-law.

Section 107 is amended. Subsection (1) is amended to permit a capital expenditure up to ten thousand dollars without a plebiscite and to provide that the authorizing by-law for the borrowing for additional capital expenditure be put to the electors as is the case under section 102. Subsection (2) is replaced by a new subsection directing that the by-law approval vote be held in the same manner as a vote for the ratification or rejection of a hospital scheme.

Section 110, subsection (1) is amended to eliminate personal property from the assessment, to use the assessment as of December 31st of the preceding year rather than assessment data one year old used for taxation purposes in the preceding year, and to

authorize the Alberta Assessment Equalization Board to determine and order an equitable amount where all municipalities within the hospital district do not assess on a uniform index of value.

Section 111 is repealed.

Subsection (5) of section 112 is amended to provide that after March 31st the contributions of municipalities with respect to hospital operating costs shall be as provided for in sections 11 and 12 of *The Hospitalization Benefits Act*.

Section 116, subsection (5) is amended by striking out clause (a).

A new section 121 is added. This new section provides that the spouse of any person entitled to vote at any poll held pursuant to the Act is also entitled to vote at the poll upon taking the declarations set out in the new section.

This Act came into force on the 14th day of April, 1958.

THE 1957 MUNICIPAL HOSPITAL VOTES VALIDATION ACT

(Chapter 49)

(Bill 64)

This Act cited as *The 1957 Municipal Hospital Votes Validation Act*, validates certain polls held in 1957 in the Municipal Hospital Districts of Jasper, Hinton, Hanna, Wainwright and Lloydminster. The votes in question were held without taking into account the amendment regarding qualifications to vote made to *The Municipal Hospitals Act* by chapter 59 of the 1957 Statutes.

This Act came into force on the 14th day of April, 1958.

THE MUNICIPALITIES ASSESSMENT AND EQUALIZATION ACT AMENDMENT ACT

(Chapter 50)

(Bill 62)

This Act amends *The Municipalities Assessment and Equalization Act*, being

chapter 61 of the Statutes of Alberta, 1957.

The main changes made to the Act relate to the change in administration whereby the Director of Assessments is abolished and offices of Assessment Commissioner and Supervisor of Assessments are established to assume the duties and responsibilities formerly held by the Director of Assessments. Section 2 is amended. The meaning of "equalized assessment" in clause (e) is redefined. The rateable land basis is removed and sixty per cent of the assessment of buildings and improvements generally will be added to the assessment of all lands in the municipality and, by reference to other municipalities, assessments on the same basis as an equalized assessment obtained. The definition of "municipality" in clause (h) is extended to include a school district in a national park. The definition of "rateable land" in clause (i) is removed.

This Act came into force on the 14th day of April, 1958.

THE MUNICIPALITIES ASSISTANCE ACT

(Chapter 51)

(Bill 75)

This Act cited as *The Municipalities Assistance Act*, repeals and replaces *The Municipal Assistance Act*.

This new Act provides for an appropriation to the fund created herein. There will be no division of the fund between urban and rural municipalities as under the former Act and each municipality receives a portion of the total amount available as a grant based on the need and on the ability of the municipality to pay its way as determined by population and per capita assessment.

No municipality would receive less than it received in 1957 until such time as it is able to qualify for that amount or more under the new formula. Should there be a decrease in the fund generally in the forth-coming years the guaranteed minimum would be reduced proportionately so that other municipalities would not be subsidizing the guaranteed municipalities.

This Act came into force on the 14th day of April, 1958.

THE NOTARIES PUBLIC ACT

(Chapter 52)

(Bill 17)

This Act amends *The Notaries Public Act*, being chapter 222 of the Revised Statutes.

Section 8 is repealed. The provisions of this section relating to the admissibility in evidence of certain documents are now contained in *The Alberta Evidence Act*.

This Act came into force on April 14th, 1958.

THE NURSING AIDES ACT AMENDMENT ACT

(Chapter 53)

(Bill 68)

This Act amends *The Nursing Aides Act* being chapter 224 of the Revised Statutes.

The Nursing Aides training program is extended and a second school has been established in Edmonton. The extension results in some administrative changes becoming necessary and the Act is amended to authorize the same. The Vocational Training Advisory Council does not function and the Director of Vocational Training of the Department of Education is substituted, necessitating changes in the references throughout. Certain duties formerly exercised by the Registrar-Consultant are now exercisable by the Director of Nursing Aide Education.

This Act came into force on the 14th day of April, 1958.

THE ORDERS IN COUNCIL 246/58 AND 247/58 VALIDATION ACT

(Chapter 54)

(Bill 70)

This Act cited as *The Orders in Council 246/58 and 247/58 Validation Act* ratifies certain Orders in Council

set out in the Act increasing the pension payable under *The Disabled Persons' Pensions Act* and *The Widows' Pensions Act* to conform with an increase in pensions made by the Government of Canada late in 1957.

This Act came into force on the 14th day of April, 1958, and is retroactive to November 1, 1957.

**THE ORDER IN COUNCIL 1084/57
VALIDATION ACT**

(Chapter 55)

(Bill 21)

This Act cited as *The Order in Council 1084/57 Validation Act*, validates an order in council that purported to allow persons previously eligible to receive services under *The Hospitalization and Treatment Services Act* and who became ineligible for such benefits as a result of the increase of allowances under *The Supplementary Allowances Act* to continue to receive these services.

This Act came into force on April 14th, 1958, and is retroactive to July 9th, 1957.

**THE OIL AND GAS CONSERVATION ACT
AMENDMENT ACT**

(Chapter 56)

(Bill 69)

This Act amends *The Oil and Gas Conservation Act*, being chapter 63 of the Statutes of Alberta, 1957.

A new subsection (5a) is added to section 19 preventing more than one well to a spacing unit unless the Board believes special circumstances warrant it.

Section 20 is amended by adding a subsection (2a) that requires an applicant for a licence to indicate when the well is to be drilled in a water covered area and to give particulars.

Section 22, subsection (3) is amended by striking out the words "drill for and".

Clause (q) of section 34 is amended to cover the abandonment as well as the equipping of production batteries.

Subsection (2) of section 53 is amended to authorize the Board to prescribe the form of the assessment roll.

In connection with the amendment to section 53, sections 54, 55, 56 and 58 are amended. As the form of the assessment roll may be a card system these sections are changed to provide that a notice of the assessment will be posted instead of the assessment roll itself. The assessment roll is to be available to the public for inspection.

Section 73, subsection (4) is amended to permit the Board to include in an order for the compulsory pooling of the tracts within a spacing unit, a provision authorizing the sale of the production allocated to a tract and the retention, from the proceeds, of the tract's share of the operator's costs.

A new section 132a is added permitting the laying of an information for an offence under the Act up to eighteen months from the time when the subject matter of the proceedings arose.

Form 2 in the Schedule is struck out.

This Act came into force on the 14th day of April, 1958.

THE OIL AND GAS ROYALTIES DIVIDEND ACT AMENDMENT ACT

(Chapter 57)

(Bill 101)

This Act amends *The Oil and Gas Royalties Dividend Act*, being chapter 64 of the Statutes of Alberta, 1957.

The procedure of paying the dividend is revised. A Royalties Dividend Branch is established in the Department of the Provincial Treasurer and all applications for citizens dividends are to be made to it before the 31st day of December. The dividend will be paid directly by the Provincial Treasurer before the 1st day of April next following. All provisions relating to or referring to paying agencies are removed. A new provision is added providing that where a previously eligible citizen is ineligible to receive the dividend only because of an absence from the

Province of more than the period specified he is requalified after six consecutive months of residence in the Province.

This Act came into force on the 14th day of April, 1958.

THE PIPE LINE ACT, 1958

(Chapter 58)

(Bill 14)

This Act cited as *The Pipe Line Act, 1958*, repeals and replaces *The Pipe Line Act*, being chapter 234 of the Revised Statutes. The new Act classifies the various types of pipe lines in use in the Province according to the functions for which each is used and brings under the Act pipe lines carrying gas to consumers other than distribution systems within cities, towns and villages. The control and supervision of the operation of pipe lines is under the Department of Mines and Minerals rather than the Board of Public Utility Commissioners, and for that purpose a Superintendent of Pipe Lines and inspectors are to be appointed. The pipe lines to which the new Act does not apply are set out specifically in order to avoid conflict with other provincial Acts relating to the pipe lines and the *Pipe Lines Act* (Canada). So that a record will be available of the locations of all provincial pipe lines other than those excepted, provision is made for the filing of plans of the locations of pipe lines whether constructed before or after the coming into force of this Act.

This Act comes into force on the 1st day of July, 1958.

THE PIPE LINE TAXATION ACT AMENDMENT ACT

(Chapter 59)

(Bill 43)

This Act amends *The Pipe Line Taxation Act*, being chapter 235 of the Revised Statutes.

The position of Director of Assessments has been abolished and the duties of that office have been divided between a Supervisor of Assessments

and an Assessment Commissioner. The provisions of section 3 are amended to make the necessary changes in reference. References to the defunct Alberta Assessment Commission are also replaced by references to the Alberta Assessment Appeal Board.

This Act came into force on the 14th day of April, 1958.

**THE POLICE ACT
AMENDMENT ACT**

(Chapter 60)

(Bill 96)

This Act amends *The Police Act*, being chapter 236 of the Revised Statutes.

Section 20 is amended by adding a subsection (2) that authorizes a constable appointed by a city to act outside the boundaries of a city in the execution of his duties as a city constable.

This Act came into force on April 14th, 1958.

**THE PRIVATE DETECTIVES ACT
AMENDMENT ACT**

(Chapter 61)

(Bill 24)

This Act amends *The Private Detectives Act*, being chapter 240 of the Revised Statutes.

The new section 24 is added that will permit a certificate of the Deputy Attorney General to be receivable in evidence as *prima facie* proof that a person does or does not hold a licence under the Act.

This Act came into force on the 14th day of April, 1958.

**THE PUBLIC CONTRIBUTIONS ACT
AMENDMENT ACT**

(Chapter 62)

(Bill 71)

This Act amends *The Public Contributions Act*, being chapter 253 of the Revised Statutes.

Section 2 is amended to extend the scope of the Act to cover fund raising for welfare services as well as health services.

Section 4 is amended to provide that not only must notice of the campaign be filed with the Minister but the authorization in writing of the Minister must be obtained before the campaign is commenced.

Section 11 is amended to make the failure to obtain the written Ministerial authorization before a fund-raising campaign an offence.

This Act came into force on April 14th, 1958.

THE PUBLIC HEALTH ACT AMENDMENT ACT

(Chapter 63)

(Bill 48)

This Act amends *The Public Health Act*, being chapter 255 of the Revised Statutes.

Section 7 is amended. Subsection (1) is amended to authorize the Lieutenant Governor in Council to make regulations in respect of the training and experience of ambulance drivers and ambulance attendants. Subsection (3) is amended to make provisions that will conform with the requirements of *The Regulations Act* while providing that the regulations take effect upon filing.

Subsection (6) of section 14a is amended to make the time after which a new vote on fluoridation may be held two years rather than one where a fluoridation by-law was disapproved, so that the times in subsections (6) and (7) will correspond.

This Act came into force on April 14th, 1958.

THE PUBLIC JUNIOR COLLEGES ACT

(Chapter 64)

(Bill 59)

This Act cited as *The Public Junior Colleges Act*, authorizes the establishment of Public Junior Colleges which

may teach first year University courses and other subjects of a general or vocational nature not provided in the public high schools. It replaces, in greater detail, the provisions contained in subsections (3), (4) and (5) of section 178 of *The School Act* which are repealed.

A Public Junior College may be established by one or more school divisions or non-divisional school districts. They are to be affiliated with the University of Alberta.

This Act came into force on April 14th, 1958.

THE PUBLIC LANDS ACT AMENDMENT ACT (1)

(Chapter 65)

(Bill 58)

This Act amends *The Public Lands Act*, being chapter 259 of the Revised Statutes.

Section 52 is amended by adding a new subsection (1a) establishing a minimum rent under subsection (1) of not less than thirty cents per acre or twenty-five per cent or more of the land in a cultivation lease under cultivation.

Section 61, subsection (1) is amended to provide that the annual rent is to be a percentage of the forage value of the lands as fixed from time to time by the Lieutenant Governor in Council.

Section 72 is replaced by an entirely new section and in effect establishes a new policy with respect to grazing lease assignments. In order to provide more flexibility the Lieutenant Governor in Council is authorized to make certain regulations. A new section 72a is added and relates to grazing leases held by a personal representative of the deceased lessee. The intention of this section is to provide machinery to speed up the assignment of leases from the personal representative to the beneficiaries or to such other assignee as the beneficiaries may agree upon.

Section 80 is amended in order to provide for cancellation of a lease held by more than one person in the case

where one of the lessees ceases to use the lands for the grazing of his own stock.

Section 93 is amended to add a new subsection (6) to take care of the situation where a person applies for land upon which clearing or breaking has been done by a former lessee with the aid of a homestead lease loan that has not been repaid in full.

Subsection (1) of section 100 is replaced by a new provision authorizing the Minister upon one year's notice to a lessee to withdraw the whole or any part of leased lands other than homestead leased lands where the land is required for the purposes of a public work.

Section 119 is amended by substituting clause (r) to authorize the Minister to dispose of lands in cases not otherwise provided for and authorizing the waiver of compliance with sections 84 to 107 when they are not applicable to leases for industrial or other purposes.

For the purposes of clarification a subsection (3) is added to section 147 providing that where dispositions which by error duplicate one another occur, the disposition made later in time is void in so far as it conflicts with the earlier disposition.

Section 150 is replaced by a new section which makes the use of seals unnecessary except in the case of corporations. The provisions of the former section 150 are substantially re-enacted in subsection (3).

Section 168 is amended to provide that the fee may be refunded to the applicant upon rejection of his application, or, if his application is accepted, by having it applied to the first instalment of purchase price.

Section 174 is amended by striking out clause (b) of subsection (2). Subsection (3) is added providing that where a purchaser wishing to enter into a substitutional sale, owes money on a homestead lease loan the Minister may accept the application on such conditions with respect to the repayment of the loan as he deems necessary.

Section 180 is amended in the same manner as section 174 but relates to the substitution of a homestead sale for a homestead lease rather than to the substitution of one homestead sale for another.

Section 184 is amended by replacing subsection (2). The purpose of the amendment is essentially one of clarification. The previous subsection (2) had caused some difficulty where the homestead sale was executed in the last half of the year.

This Act came into force on the 14th day of April, 1958.

**THE PUBLIC LANDS ACT
AMENDMENT ACT (2)**

(Chapter 66)

(Bill 98)

This Act also amends *The Public Lands Act*, being chapter 259 of the Revised Statutes.

Section 119 is amended by striking out clause (a) and a new section 119a is added to clarify the powers of the Lieutenant Governor in Council to make regulations governing the disposition of public lands.

This Act came into force on the 14th day of April, 1958.

**THE PUBLIC SERVICE ACT
AMENDMENT ACT**

(Chapter 67)

(Bill 103)

This Act amends *The Public Service Act*, being chapter 263 of the Revised Statutes.

A new section 32 is added to authorize the Lieutenant Governor in Council to establish a suggestion award plan whereby awards in the form of money or otherwise may be made to employees who offer practical suggestions for the Public Service.

This Act came into force on the 14th day of April, 1958.

**THE PUBLIC SERVICE PENSION ACT
AMENDMENT ACT**

(Chapter 68)

(Bill 82)

This Act amends *The Public Service Pension Act*, being chapter 264 of the Revised Statutes.

A new section 15a is added that will permit a person who has been employed for not less than ten years and contributing for not less than nine years to add the first year of employment to his pensionable service by paying the amount he would have paid had he been required to contribute that first year.

This Act came into force on April 14th and is retroactive to April 1st, 1958.

**THE PUBLIC SERVICE VEHICLES ACT
AMENDMENT ACT**

(Chapter 69)

(Bill 105)

This Act amends *The Public Service Vehicles Act*, being chapter 265 of the Revised Statutes.

Section 20 is amended by adding a new subsection (2a) providing that where more than one consignor is entitled to recover from a transporter any sum guaranteed by a policy of guarantee insurance, the guarantor party is not liable for more than the face value of the policy and each consignor is entitled to recover from the guarantor party only a *pro rata* portion of the sum otherwise recoverable by him.

A subsection (1a) is added to section 62 which makes the costs of removal, care and storage of a vehicle taken into custody a lien upon the vehicle recoverable in the manner provided under *The Possessory Liens Act*.

Section 69 is amended. Subsection (7), clause (b) is amended providing graduated fines for overloads between three thousand pounds and five thousand pounds. A new subsection (7a) is added similar to subsection (7) but

providing penalties for overloading a tire or axle of a vehicle.

This Act came into force on the 14th day of April, 1958.

THE PUBLIC WELFARE ACT AMENDMENT ACT

(Chapter 70)

(Bill 33)

This Act amends *The Public Welfare Act*, being chapter 268 of the Revised Statutes.

Section 6 is rewritten to broaden the Minister's power to assist in rehabilitation projects.

Section 7, subsection (2) is amended to limit the Minister's right of recovery to twenty per cent of the assistance given.

Section 31 is repealed.

Section 37 is amended to remove references to juvenile delinquents and wards of the Government.

Section 38 is rewritten to increase the amount of the grant to eighty per cent of the person's maintenance.

Section 39 is repealed.

This Act came into force on the 14th day of April, 1958.

THE QUEEN'S PRINTER ACT AMENDMENT ACT

(Chapter 71)

(Bill 102)

This Act amends *The Queen's Printer Act*, being chapter 275 of the Revised Statutes.

Section 8, subsection (2) is amended to increase the maximum amount of the advances from two hundred thousand to three hundred thousand dollars.

This Act came into force on April 14th, 1958.

**AN ACT TO REPEAL CERTAIN ACTS OF
THE LEGISLATURE**

(Chapter 72)

(Bill 54)

This Act repeals *The University of Alberta Hospital Act*, being chapter 27 of the Statutes of Alberta, 1924, *The Special Areas School Divisions Capital Assistance Act*, being chapter 318 of the Revised Statutes, *The Retirement Pension Act*, being chapter 289 of the Revised Statutes, *The Crown Property Municipal Grants Act*, being chapter 72 of the 1955 Statutes and *The Direct Legislation Act*, being chapter 84 of the Revised Statutes.

This Act came into force on April 14th, 1958.

**THE RIGHT OF ENTRY ARBITRATION ACT
AMENDMENT ACT**

(Chapter 73)

(Bill 89)

This Act amends *The Right of Entry Arbitration Act*, being chapter 290 of the Revised Statutes.

Section 12 is amended. Subsection (6) is reworded for clarification. A new subsection (7) is added permitting the operator or his agents to enter on land for the purpose of making surveys

Section 14, subsection (1) is amended by striking out the reference to "lease or other form of terminable grant from the Crown" and by substituting the words "certificate of title" for the word "notification".

Section 15 is replaced. Subsection (1) of the new section is the former subsection (1) reworded for clarification. Section 2 requires the application to be accompanied by a detailed plan. Subsection (3) is the former subsection (2) with an added requirement that a copy of the application is to be served on any occupant of the land. New subsection (4) provides that notwithstanding sections 16 and 20, the Board in its discretion may grant an operator an immediate right of entry.

Section 18 is amended. Subsection (1) is reworded for clarification and a

new clause is added permitting the operator to file a letter of consent in Form D in the Schedule, executed by an owner or occupant agreeing to the issuing of an order granting immediate right of entry. New subsections (6) and (7) are added requiring the Board when it has issued an order for immediate right of entry to hold a hearing to determine compensation.

Section 19 is amended by rewording subsections (3) and (4) for the purposes of clarification.

Section 20 is amended. Clause (b) of subsection (1) is struck out. A new subsection (3) provides that in determining the amount of compensation the Board may fix certain amounts payable in such manner and over such periods of time as the Board may decide. A new subsection (4) provides that an operator has the right to use the road allowance for the purpose of gaining access to his operations without the payment of compensation to the Crown.

A Form D is added to the Schedule. This is a letter of consent to the issuing of an order granting immediate right of entry.

This Act came into force on the 14th day of April, 1958.

THE SCHOOL ACT AMENDMENT ACT

(Chapter 74)

(Bill 15)

This Act amends *The School Act*, being chapter 297 of the Revised Statutes.

Section 2 is amended. Clause (j), the definition of "guardian" is amended to include persons given custody of juvenile delinquents. Clause (q) is amended. A new definition of "owner" is substituted and means a person who is registered under *The Land Titles Act* as the owner or where the land is being sold under an agreement for sale than the purchaser thereof. Clause (w) the definition of "school" is extended to include premises in other jurisdictions in respect to which an agreement exists pursuant to section 178.

Section 105 is amended by striking out clause (c). It no longer serves any purpose with the repeal of the poll tax provisions in the various municipal Acts.

Section 134 is amended by adding subsections (2) and (3). These provide that a trustee elected by acclamation at the time of an annual election assumes office at the next organization meeting of the board and the trustee elected by acclamation to fill a vacancy assumes office at the next regular or special meeting of the board.

Section 138, subsection (1) is amended to permit the board to appoint other persons as returning officers.

Section 161 is amended to require the board at the organization meeting to appoint a vice-chairman.

Section 174 is amended to allow higher payments to trustees for attendance at meetings. Under subsection (2) the amount is increased from four to five dollars. Under subsection (3) the amount is increased from five to ten dollars. Under subsection (4), clause (a) the amount is increased from ten to fifteen dollars.

Section 178 is amended by striking out subsections (3), (4) and (5). The establishment of junior colleges are now provided for under the new *The Public Junior Colleges Act*.

Section 191 is amended by adding a subsection (2) which authorizes the vice-chairman to perform all the duties of the chairman in the absence of the chairman.

Section 210 is repealed.

Section 211, clause (b) is amended to require the approval of the Minister only to the disposal of buildings used for the instruction or accommodation of pupils.

Section 225 is reworded for greater clarity.

Section 254, subsection (2) is amended to set out more clearly the returning officer's duty to count the votes.

Section 275 is amended. Subsection (1) is amended to make it applicable

to any surplus remaining from grants received pursuant to *The School Buildings Assistance Act*. Subsection (2) is amended to remove the limitation to city districts.

Section 284, subsection (1) is amended by replacing clause (a) to change the basis of assessment of property to conform to the changes made to *The Assessment Act*.

Clause (a) of subsection (1) of section 297 is amended in the same manner as section 284.

Section 307, subsection (1) is amended to make it apply in respect to any pupil not provided for under section 308.

Section 308 is amended to make it applicable to Grades I to XII inclusive.

Section 309 is amended by adding a new subsection (2a) allowing the Minister in his discretion to authorize a board to exceed the maximum rate fixed by subsection (2).

Section 310 is struck out. This matter is now covered by section 308.

Section 319 is amended to increase the amount of fees that may be charged to non-resident pupils. Under subsection (2), the fee under clause (a) is increased from five to six dollars a month and the fee under clause (b) is increased from six to seven dollars a month and the fee under clause (c) is increased from two dollars to two dollars and fifty cents. Under subsection (3) the fees under clause (a) are increased to eighty dollars and under clause (b) to twenty-five dollars.

Section 325 is amended by adding a subsection (1a) providing that the total cost in estimating the cost of high school instruction shall be diminished by the amount of grants received from the Province.

Section 366 is amended to remove the one year restriction on leaves of absence.

Subsection (1) of section 368 setting forth various duties of a teacher is amended by addition of a new clause covering proof of age.

Section 371, subsection (4) is amended to allow the notice to be given on or before the preceding fifteenth of June.

This Act came into force on the 14th day of April, 1958. The amendments to sections 284 and 297 do not come into force until the end of the year.

THE SCHOOL BUILDINGS ASSISTANCE ACT AMENDMENT ACT

(Chapter 75)

(Bill 50)

This Act amends *The School Buildings Assistance Act*, being chapter 298 of the Revised Statutes.

Section 6 is amended by substituting subsection (3) to establish a new schedule for the determination of classroom grants. Grants range from five thousand dollars for each of the first five classrooms to seventy-five hundred dollars for each classroom in excess of fifteen.

Sections 7, 8 and 9 providing for the making of building loans to school divisions are repealed.

Section 10, subsection (1) is amended to conform to the repeal of sections 7, 8 and 9.

Section 11 is repealed and section 12, subsection (1) is amended accordingly.

Section 13 is amended to remove references to the loan provisions.

This Act came into force on March 31st, 1958.

THE SCHOOL GRANTS ACT AMENDMENT ACT

(Chapter 76)

(Bill 92)

This Act amends *The School Grants Act*, being chapter 299 of the Revised Statutes.

Section 4 is amended as to clause (g) to change the reference to Junior Colleges under *The Public Junior Colleges Act* which now replaces provisions of section 178, subsection (3) of *The School Act*.

This Act came into force on the 14th day of April, 1958.

**THE ALBERTA SCHOOL TRUSTEES'
ASSOCIATION ACT
AMENDMENT ACT**

(Chapter 77)

(Bill 37)

This Act amends *The Alberta School Trustees' Association Act*, being chapter 300 of the Revised Statutes.

Section 6 is reworded to permit the association, by by-law, to determine its financial year. Section 8 is amended to relate the date for notice with the beginning of the financial year as determined by the association.

Section 9, clause (a) is amended to enable the association to determine when its financial year shall commence.

This Act came into force on the 14th day of April, 1958.

**THE SEED DEALERS ACT
AMENDMENT ACT**

(Chapter 78)

(Bill 65)

This Act amends *The Seed Dealers Act*, being chapter 87 of the Statutes of Alberta, 1957.

Section 2, clause (c) is amended by rewording the definition of "seed dealer". The amendment broadens the definition of "seed dealer" to provide a measure of control over dealer practices which involve contracts or agreements to purchase.

This Act came into force on the 14th day of April, 1958.

**THE SOCIETIES ACT
AMENDMENT ACT**

(Chapter 79)

(Bill 63)

This Act amends *The Societies Act*, being chapter 315 of the Revised Statutes.

Section 10, clause (b) is amended to make publication of the certificate in one issue of the Gazette sufficient.

Section 14 is repealed.

Sections 22 and 23 are repealed.

A new section 36*a* is added to remove any doubt as to whether or not a society can be restored to good standing.

This Act came into force on the 14th day of April, 1958.

**THE SPECIAL AREAS ACT
AMENDMENT ACT**

(Chapter 80)

(Bill 93)

This Act amends *The Special Areas Act*, being chapter 317 of the Revised Statutes.

Section 7 is amended. A reference to the proposed new power to tax businesses is substituted in clause (a) for a reference to the power to tax personal property. Clauses (b), (c) and (d) are struck out.

Section 12 is amended to enable the powers set forth in the section to be exercised in respect of part of a special area. Clause (e) is rewritten to require the owners or occupants of lands in special areas to take such steps as are deemed necessary to prevent soil drifting, water erosion, over-grazing, or any hazard that jeopardizes the economic security of the residents of the area.

A new section 12*a* is added. Notice of orders given under section 12, clause (e) are required to be given to the owners or occupants of land affected. When the owner or occupant does not carry out the order, the Minister may carry it out and may collect the cost of so doing from the owner or occupant. A copy of the order is required to be published in the Gazette and filed in the land titles office.

Section 19 is amended by striking out subsection (3). This amendment is made retroactive to the 1st of January, 1955.

A new section 19*a* is added that places the special areas on a basis equivalent to other municipalities in respect of revenues from school land crop share leases, effective January 1, 1955. With the repeal of section 19, subsection (3), the special areas will

receive all revenues from school lands' grazing leases.

Section 36 is rewritten to provide in addition to the general penalty provision a specific penalty for failure to comply with an order under clause (e) of section 12.

This Act came into force on the 14th day of April, 1958.

THE STATISTICS BUREAU ACT

(Chapter 81)

(Bill 40)

This Act cited as *The Statistics Bureau Act*, establishes an Alberta Bureau of Statistics to collect and compile statistical information relevant to commercial, industrial and social activities in the Province. This Bureau replaces the statistics branch of the Department of Industries and Labour and the authority and responsibilities of compiling statistics are set out in greater detail.

This Act comes into force on July 1st, 1958.

THE STATUTES CORRECTION ACT

(Chapter 82)

(Bill 22)

This Act cited as *The Statutes Correction Act* corrects certain printing and other errors in the Revised Statutes of Alberta, 1955, and in the Statutes amending the Revised Statutes in the years 1956 and 1957.

This Act came into force on the 14th day of April, 1958.

THE SUMMARY CONVICTIONS ACT AMENDMENT ACT

(Chapter 83)

(Bill 95)

This Act amends *The Summary Conviction Act*, being chapter 325 of the Revised Statutes.

A new section 5a is added which authorizes the use of a traffic ticket for

the laying of an information and the issuing of a summons for an infraction of a traffic law whether provincial or municipal instead of the procedure now in use under the Act. The purpose of the new section is to provide a standard traffic ticket for use within the Province and to simplify the procedure on laying a complaint and issuing a summons for a traffic offence.

This Act comes into force on a date to be fixed by proclamation.

THE SURVEYS AND EXPROPRIATION ACT AMENDMENT ACT

(Chapter 84)

(Bill 80)

This Act amends *The Surveys and Expropriation Act*, being chapter 328 of the Revised Statutes.

Section 6 is struck out and replaced. This new provision repeals and replaces the former provisions of this Act respecting the powers of the Director of Surveys over the subdivision of land. It also replaces the present provisions found in sections 25 to 27 of *The Town and Rural Planning Act* on the same subject. These changes are made in conjunction with amendments to sections 82 to 91 of *The Land Titles Act* so that all the provisions concerning the subdivision of land are consistent. The new section authorizes the making of regulations regarding subdivision of land by the Lieutenant Governor in Council with the advice of all the administrative officials concerned under *The Town and Rural Planning Act*, under *The Surveys and Expropriation Act* and *The Public Service Act*.

This Act came into force on the 14th day of April, 1958.

THE ALBERTA GOVERNMENT TELEPHONES ACT

(Chapter 85)

(Bill 79)

This Act cited as *The Alberta Government Telephones Act*, repeals and replaces *The Telephone and Telegraph Act*, being chapter 332 of the Revised Statutes. The Act creates The Alberta

Government Telephones Commission as a Crown corporation with a Minister as chairman to hold and administer the telephone and telegraph system previously operated by the Minister of Telephones under the name of Alberta Government Telephones. The powers of the commission are similar to those formerly exercised by the Minister under *The Telephone and Telegraph Act*.

This Act came into force on the 1st day of April, 1958.

THE TOWN AND RURAL PLANNING ACT AMENDMENT ACT

(Chapter 86)

(Bill 60)

This Act amends *The Town and Rural Planning Act*, being chapter 337 of the Revised Statutes.

Section 2, clause (r), the definition of "small parcel" is amended to include all such areas within two miles of a city, town or village, instead of within two miles of a city, and one mile of a town or village as was previously the case.

Sections 25, 26 and 27 are repealed. These provisions dealing with subdivisions are now dealt with in *The Surveys and Expropriation Act*.

Section 71a is amended by adding a subsection (1a) which permits the council to act as a final appeal board in some but not all cases.

Section 86 is amended. Subsection (3) is amended by striking out clauses (a) and (b) and substituting the words "one member shall always be a member of the council". A new subsection (4) is added, adding that any other member need not be a member of the council but may be a resident of a municipality, who is not a municipal officer, or in municipalities other than cities or towns, the secretary-treasurer of the municipality.

Section 114, clause (a) is amended to allow the commission to use other similar zones as the commission may deem essential for the purposes of the preliminary plan.

This Act came into force on the 14th day of April, 1958.

**THE TOWN AND VILLAGE ACT
AMENDMENT ACT**

(Chapter 87)

(Bill 84)

This Act amends *The Town and Village Act*, being chapter 338 of the Revised Statutes.

Section 2 is amended by adding a clause (t1) defining "public utility".

A new section 33a is added, providing that where a new town created under *The New Towns Act* is established as a town under *The Town and Village Act* after July 1st in any year, the Minister may make the necessary arrangements for holding an election of councillors in the same manner as that provided for in an annual election under the Act.

A new section 57a is added enabling a council by by-law to provide for the publication of the minutes of its meetings and for the publishing of information concerning other municipal subjects similar to the powers presently found in *The Municipal District Act*.

Section 60, subsection (1a) is amended to permit payment to councillors for attendance at twenty-four meetings instead of twelve as formerly.

Section 71 is amended by rewording subsection (4) to change the references to the Supervisor of Assessments from the Director of Assessments and to correct a reference to a section of *The Assessment Act*. Subsection (5) is also amended to change the reference from the Director to the Supervisor.

Section 101, subsection (1) is amended to make it clear that councillors hold office until their successors are sworn into office. Subsection (1) of section 103 is amended for the same purpose.

Section 107, subsection (1) is amended to entitle British subjects as well as Canadian citizens to hold office as mayor or councillor.

Section 109, subsection (1), clause (e) and subsection (2), clause (b) are amended to make the provisions applicable to persons who sell services in the same manner as they apply to persons who sell goods and merchandise.

Sections 110, 111, 112, and 113 are amended to allow British subjects as well as Canadian citizens to vote in town and village elections.

Section 277 is amended to increase the maximum expenditure allowable to one thousand dollars or five mills.

A new section 300a is added providing that where a traffic by-law is violated the owner of the motor vehicle may be charged when the identity of the driver cannot be ascertained.

Section 321 relating to the abatement of nuisance is expanded to set out the powers of a council in much greater detail. The new section is similar to section 280 of *The City Act*.

Section 332 is amended to empower towns and villages to make grants to Pioneer and Old Timers' Associations, religious institutions and private schools.

Subsection (10a) is added to section 335 providing that the debt and lien arising upon the granting of municipal relief is to apply only to the town's or village's share of such relief and does not apply in respect of the provincial contributions thereto.

Section 353 is amended. Subsection (1) is amended to require the amount of the levies under *The Hospitalization Benefits Act* to be included in the annual estimates and levy. Subsections (3) and (4) are amended to remove references to personal property which is no longer assessable or taxable.

Sections 357 to 360 dealing with minimum municipal, school and hospital taxes are repealed.

Section 374, subsection (2) is amended to remove references to the abolished minimum taxes.

Section 416 is amended to remove an ambiguity.

Forms 3, 8 and 11 of the Schedule are amended to add references to British subjects.

The provisions of this Act come into force on various dates as set out in section 25 thereof.

THE TREASURY DEPARTMENT ACT AMENDMENT ACT

(Chapter 88)

(Bill 104)

This Act amends *The Treasury Department Act*, being chapter 343 of the Revised Statutes.

Section 63, subsection (2) is amended to remove a possible interpretation of this provision that indicates that borrowings could only be effected from day to day as accounts become due and payable. This subsection now refers to estimated requirements.

This Act came into force on the 14th day of April, 1958.

THE TRUSTEE ACT AMENDMENT ACT

(Chapter 89)

(Bill 20)

This Act amends *The Trustee Act*, being chapter 346 of the Revised Statutes.

Section 19, subsections (3) and (4) are amended to permit a treasury branch to be appointed as the agent of a trustee to receive and give a discharge for any money.

A new section 57 is added which completes the legislation on employers' retirement trusts, plans or funds for employees, contained in section 56. The new section provides that such trust or funds which are intended to continue for indefinite periods are valid notwithstanding the rules against remoteness of vesting. The section also provides that although designation of a beneficiary may be testamentary in nature the designation is valid notwithstanding that it is not executed in the proper testamentary manner. It also provides that the designation can only

be revoked in the manner set out in the plan and not by a subsequent will unless the designation is contained in a will that is being revoked. The beneficiary named by an employee under the plan is given the right to enforce payment of the benefit.

This Act came into force on the 14th day of April, 1958.

THE TUBERCULOSIS ACT AMENDMENT ACT

(Chapter 90)

(Bill 32)

This Act amends *The Tuberculosis Act*, being chapter 347 of the Revised Statutes.

A Part II is added to *The Tuberculosis Act* providing a procedure for ordering the detention in a sanatorium of recalcitrant infectious tuberculosis sufferers. The procedure provides that where a person suffering from open tuberculosis or appearing to suffer refuses to voluntarily undergo treatment, an information may be laid against him and upon a hearing the magistrate may order the person to be admitted to and detained in a sanatorium for a period not exceeding one year. Where necessary the person can be recommitted for a further period not exceeding one year.

This Act came into force on April 14th, 1958.

THE TURNER VALLEY UNIT OPERATIONS ACT

(Chapter 91)

(Bill 13)

This Act cited as *The Turner Valley Unit Operations Act*, sets forth special provisions for the establishment of unit operations in the Turner Valley Field. The provisions are somewhat similar to Part VIII of *The Oil and Gas Conservation Act* which cannot be applied to the Turner Valley Field because of the diversity of ownership of oil and gas rights in various tracts.

This Act came into force on the 14th day of April, 1958.

**THE UNIVERSITY OF ALBERTA HOSPITAL ACT
AMENDMENT ACT**

(Chapter 92)

(Bill 28)

This Act amends *The University of Alberta Hospital Act*, being chapter 352 of the Revised Statutes.

Section 2 is amended by adding a subsection (2) which makes the fiscal year of the University concurrent with the calendar year starting with the year 1958, as is the practice of other hospitals in the Province.

As a result of the change in the fiscal year section 8, subsection (1) is amended to require the annual preparation of estimates to be made by the first day of October.

Section 14, subsection (1) is amended to require the accounts of the Board to be made up to the last day of the fiscal year and section 15, subsection (1) is amended to make it applicable to the last day of the fiscal year rather than the thirty-first day of March.

This Act came into force on April 1st, 1958, and is applicable to the year 1958.

**THE VEHICLES AND HIGHWAY TRAFFIC ACT
AMENDMENT ACT**

(Chapter 93)

(Bill 91)

This Act amends *The Vehicles and Highway Traffic Act*, being chapter 356 of the Revised Statutes.

Section 2 is amended. Definition of "highway" in clause (f) is replaced by a broader definition which will make the Act applicable to all roadways that the public are ordinarily entitled to use, whether publicly owned, as at present, or privately owned.

A new clause (r1) is added defining "traffic control signal" for the purposes of the new section 75a.

Section 11 is amended by striking out subsection (1).

Section 19, subsection (1), clause (b) is amended by adding a reference to section 226 of the Criminal Code.

Section 23 is repealed.

A new section 25a is added to prevent unlawful use of licence plates by requiring them to be removed from vehicles left with a car dealer for resale.

Section 75a is added. This new section gives authority for the control of traffic by traffic lights and states the effect that must be given to such signals. It does not apply to municipalities that under the authority of their municipal Acts may pass by-laws respecting traffic signals. This is done so that municipalities may retain all fines imposed for contravention of traffic lights. But, for the purpose of uniformity in the law throughout the Province, the municipal by-laws are required to conform in substance to this section.

Section 76 is rewritten. The councils of municipal districts and counties are given authority to designate stop streets and all vehicles are required to stop at intersections that pursuant to a by-law of the municipality are marked as an intersection at which vehicles are required to stop.

Section 77 is amended to make possible the crossing of the centre line to drive into private driveways, etc., between intersections when the movement can be made in safety and without obstructing traffic.

Section 79 dealing with school buses is rewritten. A vehicle approaching a school bus unloading pupils is required to stop if approaching from the rear on a four-lane or divided highway and if approaching from either direction on a two-lane highway. The vehicle is not allowed to proceed until the school bus resumes motion or indicates by signal lights or otherwise that it is permissible to proceed.

Section 85 is amended to prohibit the defacing or altering of operator's licences or certificates of registration.

Section 98, subsection (1) is amended

in connection with the changes made to section 76.

A new section 107*a* is added authorizing the Lieutenant Governor in Council to make regulations governing the licensing and operation of driver training schools.

Section 134 is amended to conform to the amendment made to section 110 in 1957, to make it an offence not to produce the certificate of registration of the motor vehicle on demand by a police officer.

Section 152 is amended to remove the references to the motor vehicle registration so that the requirements of suspension apply only to the operator's licence.

Section 163, subsection (1) is amended to provide that the Minister is not required to furnish abstracts of the operating record as formerly but may do so in his discretion.

Section 173 is amended by adding a subsection (11) providing that section 173 does not authorize impoundment of a vehicle when the only damage resulting from the accident is to the person or property of the owner of the motor vehicle.

Section 174 is amended. Subsection (2) is amended by striking out clause (b). Subsection (3) is amended to avoid unnecessary impoundments. It is now not necessary for the financial responsibility card to be issued prior to the accident as long as it shows financial responsibility at the time of the accident.

This Act came into force on the 14th day of April, 1958.

THE WIDOWS' PENSIONS ACT AMENDMENT ACT

(Chapter 94)

(Bill 52)

This Act amends *The Widows' Pensions Act*, being chapter 368 of the Revised Statutes.

Section 3 is amended to increase the

maximum pension payable from forty-six to fifty-five dollars a month.

This Act came into force on the 14th day of April, 1958.

